

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

COYNESS L. ENNIX JR., M.D., as an
individual and in his representative capacity
under Business & Professions Code
Section 17200, et seq.,

Plaintiff,

v.

RUSSELL D STANTEN, M.D., LEIGH I.G.
IVERSON, M.D., STEVEN A. STANTEN,
M.D., WILLIAM M. ISENBERG, M.D.,
Ph.D., ALTA BATES SUMMIT MEDICAL
CENTER, and DOES 1 through 100,

Defendants.

No. C 07-02486 WHA

**ORDER GRANTING IN PART
AND DENYING IN PART
DEFENDANT'S REQUEST TO
FILE UNDER SEAL**

The motion to seal is **GRANTED IN PART AND DENIED IN PART**. We are now on summary judgment. These are potentially dispositive motions, a substitute for trial, a public proceeding open to all. Patient-identifying information must remain confidential and may therefore be sealed. The other documents at issue, however, would not warrant closing the courtroom under the compelling reasons standard of the *Kamakana* decision. Therefore, the same documents may not be sealed on a summary judgment motion. The Court is sympathetic to the confidential peer-review nature of the information, but it is not of such a compelling nature as to warrant sealing.

IT IS SO ORDERED.

Dated: February 25, 2008.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE